GOVERNMENT OF ANDHRA PRADESH

ABSRACT

PUBLIC SERVICES – PR&RD Department – Allegations of irregularities in execution of (IHHLs) personal toilets in Kamavarapukota Gram Panchayat, West Godavari District -Departmental action against Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District under Rule 20 of the Andhra Pradesh Civil Services (Clarification, Control and Appeal) 1991 –Article of Charges – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.III) DEPARTMENT

G.O.RT.No. 189 Dated: 31-03-2020

Read the following:

1. From the Director General, General Administration (V&E) Dept, Vigilance Report No.11(516/V&E/E/2017), Dated: 21.4.2018.
2. From the Chief Executive Officer,Zilla Praja Parisahd, Lr.Rc.No.H1/4896/2018,,Dt. .12.2018.
3. G.O.Ms.No.614, PR&RD(Vig.III) Deptt., dt.31.03.2020.

ORDER:

It is proposed to hold an inquiry against Smt. M.Sarala Kumari,the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad,Kamavarukota Mandal, West Godavari District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of isconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District is directed to submit his written statement of defense within (10) days from the date of receipt of this order.

4. Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991or the order/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him exparte, based on the material available on record.

6. Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Smt. M.Sarala Kumari, the then

MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad,Kamavarukota Mandal, West Godavari District and now retired is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules,1964.

7. The receipt of this orders shall be acknowledge along with Annexure-I, II, III & IV forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal
Praja Parishad, Kamavarukota Mandal, West Godavari District
through the Commissioner, PR&RD, Tadepalli.Guntur District.
The Commissioner, PR&RD, Tadepalli. Guntur District
(2 Copies) (With a request to serve Original Notice on the charged
Officer with dated signature and send the same for record).
Sf/Sc.

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE –I

STATEMENT SHOWING the OF ARTICLE OF CHARGES FRAMED AGAINST Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District

Charge No.1:

That Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District entrusted to construct 269 toilets in Kamavarapukota G.P. to seven agencies without following the guidelines issued, thus she has failed to discharge her duties

Charge No.2:-

That Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District has made stage-2 payment to 29 incomplete toilets resulting in excess payment of Rs.2,61,000/- to the agencies which shows her negligence in discharging her legitimate duites

Charge No.3:

That Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District has made payment to ineligible beneficiaries, thus she failed to discharge her legitimate duties.

Thus That Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District by her above mentioned acts, has exhibited lack of integrity, has not shown devotion to duty and exhibited conduct which is unbecoming on part of a Govt. Servant, in contravention of Rule –3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Hence, the charge.

GOPAL KRISHNA DWIVEDI
PRINCIAPLSECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST Smt.M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District

Charge No.1

As per the guide lines issued by the District Collector, vide proc.Rc.No.DWSC/SA/SBM/2014, dt.26.03.2015 the Gram Panchayat has to conclude a MOU with the agency and has to obtain the beneficiaries willingness certificate. But, without concluding the MOU with the agency by the G.P and without obtaining willingness certificate from the beneficiaries and in violation of the instructions of the Dsitirct Collector, West Godavari, the delinquent officer entrusted the seven agencies to construct 269 toilets in Kamavarapukota Gram Panchayat.

Charge No.2

According to the procedural aspects given under the IHHLS(Individual House hold latrines) Rules given by the District Collector especially with respect to the online payment, the Mandal Parishad Development Officers has to check several aspects personally before generating FTO(Fund Transfer Order).The delinquent Officer has made payments without following such procedural guidelines and made payment to 29 incomplete toilets and that to not to the beneficiaries but to agencies against to the guidelines.

Charge No.3:

The Delinquent Officer fully deviated all the procedural norms set out w.r.t. IHHLS and norms for payment. She made payment for two toilets in favour of Smt. Jayampu Krishnaveni and Smt. Jangam Leela, though they were residing in single house and constructed single toilet only also made payment to old toilet constructed by Sri Jonuboyina NagA Raju.

Thus, Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District , by her above mentioned acts has exhibited lack of supervision, integrity,devotion to duty, conduct unbecoming of a Government Servant and thereby violated Rule (3) of APCS(CC&A) Rules,1964.

Hence, the charge.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE –III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District ARE PROPOSED TO BE SUSTAINED.

Vigilance Report No.11(516/V&E/2017) DT. 21.04.2018 OF GA(V&E)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST Smt. M.Sarala Kumari, the then MPDO(FAC) & E.O.(PR&RD) Mandal Praja Parishad, Kamavarukota Mandal, West Godavari District ARE PROPOSED TO BE SUSTAINED

- NIL

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER